

PAULA T. DOW  
ATTORNEY GENERAL OF NEW JERSEY  
Division of Law 5th Floor  
124 Halsey Street  
P.O. Box 45029  
Newark, New Jersey 07101  
Attorney for the New Jersey Fire Alarm, Burglar Alarm  
and Locksmith Advisory Committee

**FILED**  
**FIRE ALARM, BURGLAR ALARM AND**  
**LOCKSMITH ADVISORY COMMITTEE**

9/21/11

*[Signature]*

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
NEW JERSEY FIRE ALARM, BURGLAR ALARM  
AND LOCKSMITH ADVISORY COMMITTEE

IN THE MATTER OF

**RAYMOND OCASIO**  
**Burglar Alarm Lic No. 34BA00111700**  
**Fire Alarm Lic No. 34FA00091900**  
**Business Lic No. 34BF00030000**

TO PRACTICE AS A BURGLAR ALARM  
AND FIRE ALARM LICENSEE IN THE  
STATE OF NEW JERSEY

Administrative Action

PROVISIONAL ORDER  
OF DISCIPLINE

This matter was opened to the New Jersey Fire Alarm, Burglar Alarm and Locksmith Advisory Committee ("the Committee") upon receipt of information which the Committee has reviewed and on which the following preliminary findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Raymond Ocasio ("respondent") is licensed by the New Jersey Fire Alarm, Burglar Alarm, and Locksmith Advisory Committee as a burglar alarm and fire alarm licensee in the State of New Jersey and has been licensed at all times relevant hereto. Respondent is also a business license holder under the name "Abba Alarms, L.L.C.," and has been licensed at all times relevant hereto.

2. On October 6, 2009, respondent was arrested by the State Police House Complex Security and charged with violating N.J.S.A. 2C:20-3A, Theft of Movable Property. (Exhibit A, copy of criminal flagging, dated October 6, 2009, attached).

3. On October 28, 2009, the Committee sent a letter to respondent's address of record,

via regular and certified mail. The letter requested, pursuant to N.J.S.A. 45:1-18, that information be provided to the Committee by November 28, 2009 regarding the status and disposition of the charge. The certified mail was received at respondent's address of record on October 29, 2009. The regular mail was not returned to the Committee. Respondent failed to provide the requested information to the Committee. (Exhibit B, copy of letter sent to respondent, via regular and certified mail, dated October 28, 2009, attached). (Exhibit C, copy of certified post card, with signature, indicating receipt of letter by respondent on October 29, 2009, attached).

4. On July 22, 2010, respondent was found guilty of N.J.S.A. 2C:33-2, Disorderly Conduct, resulting from his October 6, 2009 arrest. To date, the Committee has not received a response to the request for information from respondent. (Exhibit D, copy of criminal flagging, dated August 3, 2010, attached).

#### CONCLUSIONS OF LAW

The above preliminary findings of fact provide grounds for suspension of respondent's licenses, pursuant to N.J.A.C. 13:45C-1.2., in that respondent failed to cooperate with the Committee by failing to provide the requested information in response to the October 28, 2009 letter. Respondent's failure to cooperate provisionally constitutes professional misconduct pursuant to N.J.S.A. 45:1-21(e).

ACCORDINGLY, IT IS, on this 20<sup>th</sup> day of September, 2011

HEREBY ORDERED THAT:

1. Respondent's individual license to engage in the burglar alarm business in the State of New Jersey, his individual license to engage in the fire alarm business in the State of New Jersey, as well as his business license, are hereby provisionally suspended until respondent appears before the Committee to answer questions concerning his arrest and conviction.

2. Respondent is provisionally ordered to pay a \$2,500.00 civil penalty, pursuant to N.J.S.A. 45:1-22, for failing to cooperate with the Committee, in violation of N.J.S.A. 45:1-21(e).

3. Respondent shall remit payment of the civil penalty by certified check or money order made payable to the State of New Jersey. The certified check or money order shall be delivered to Howard Pine, Acting Executive Director, New Jersey Fire Alarm, Burglar Alarm and Locksmith Advisory Committee, 124 Halsey Street, Sixth Floor, Newark, New Jersey 07101. Payment shall be made no later than 15 days after the entry of any Final Order of Discipline in this matter

4. Failure to timely remit any and all payments required by this order will result in the

filing of a certificate of debt, in accordance with N.J.S.A. 45:1-24, with interest accruing at the rate provided by the Rules of Court, and may result in subsequent disciplinary proceedings for failure to comply with an order of the Committee, which could include suspension and revocation of license.

5. The within Order is subject to finalization by the Committee at 5:00 p.m. on the 30<sup>th</sup> business day following entry hereof unless respondent requests a modification or dismissal of the above stated Findings of Fact or Conclusions of Law by:

a) Submitting a written request for modification or dismissal to Howard Pine, Acting Executive Director, New Jersey Fire Alarm, Burglar Alarm and Locksmith Advisory Committee, Newark, NJ 07101.

b) Setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed

c) Submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor or offered in mitigation of the terms in this Provisional Order of Discipline.

6. Any submissions will be reviewed by the Committee, and the Committee will thereafter determine whether further proceedings are necessary. If no material discrepancies are raised through a supplemental submission during the thirty-day period, or if the Committee is not persuaded that submitted materials merit further consideration, a Final Order of Discipline will be entered.

7. In the event that respondent's submissions establish a need for further proceedings, including, but not limited to, an evidentiary hearing, respondent shall be notified with regard thereto. In the event that an evidentiary hearing is ordered, the preliminary findings of fact and conclusions of law contained herein may serve as notice of the factual and legal allegations in such proceeding. Further, in the event a hearing is held and upon review of the record, the Committee shall not be limited to the findings, conclusions and sanctions herein.

NEW JERSEY FIRE ALARM, BURGLAR ALARM  
& LOCKSMITH ADVISORY COMMITTEE

By: 

Charles Okun  
Committee Chairman

# **EXHIBIT A**



JON S. CORZINE  
Governor

# COPY

## New Jersey Office of the Attorney General

Division of Consumer Affairs  
Criminal History Review Unit



ANNE MILGRAM  
Attorney General

DAVID SZUCHMAN  
Director

Mailing Address:  
P.O. Box 186  
Trenton, NJ 08625  
(609) 826-7184

## FLAGGING

October 06, 2009

To: Fire Alarm Burglar Alarm & Locksmith Advisory Committee

**REF: Raymond Ocasio**

DOB: 04/29/1955

SS#: 137-48-4016

Applicant #: 1034226 - 1034227

As a result of the Flagging System, the following information has been revealed:

1. The above individual was arrested on 10/06/09, by State Police House Complex Security, for 2C:20-3A, Theft of Movable Property. Agency Case # C440090013.

Please contact this office at 609-826-7126 if you have any questions.

Sincerely,  
Louis J. Krofka, Chief  
Criminal History Review Unit (J.Mc.)

## **EXHIBIT B**



JON S. CORZINE  
Governor

## New Jersey Office of the Attorney General

Division of Consumer Affairs  
Fire Alarm, Burglar Alarm and Locksmith Advisory Committee  
124 Halsey Street, 6<sup>th</sup> Floor, Newark, NJ 07102



ANNE MILGRAM  
Attorney General

DAVID M. SZUCHMAN  
Director

**Mailing Address:**  
P.O. Box 45042  
Newark, NJ 07101  
(973) 504-6245

### By Certified and Regular Mail

October 28, 2009

Raymond Ocasio  
1346 Brookfall Avenue  
Union, NJ 07083

Re: Arrest on October 6, 2009; State Police House Complex Security  
Burglar Alarm License No. 34BA00111700  
Fire Alarm License No. 34FA00091900

Dear Mr Ocasio:

It was recently brought to the attention of the New Jersey Fire Alarm, Burglar Alarm and Locksmith Advisory Committee that you were arrested on October 6, 2009 by State Police House Complex Security, for 2C:20-3A, Theft of Movable Property.

As a result, the Committee has instructed me to contact you in order to obtain additional information regarding the status and disposition of the charge. The Committee is requesting the information pursuant to N.J.S.A. 45:1-18.

Please be advised that a licensee has a duty to cooperate with the Committee pursuant to N.J.A.C. 13:45C-1.2. Failure to cooperate can be deemed professional misconduct, pursuant to N.J.S.A. 45:1-21(e), and can result in disciplinary action being taken against your licenses.

Please provide the requested information to the Committee no later than November 28, 2009. This will allow the Committee the opportunity to consider your response at the next Committee meeting.

Thank you for your cooperation in this matter. If you have any questions, please do not hesitate to contact the Advisory Committee office.

Very truly yours,

George De Luca  
Administrative Analyst

c: Joseph Donofrio, Deputy Attorney General

# **EXHIBIT C**

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Raymond Ocasio  
1346 Brookfall Avenue  
Union, NJ 07083

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X

☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

10/24/04

D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☒ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

2. Article Number

(Transfer from service label)

7005 3110 0001 0150 5108

# **EXHIBIT D**



CHRIS CHRISTIE  
Governor

KIM GUADAGNO  
Lt. Governor

## New Jersey Office of the Attorney General

Division of Consumer Affairs  
Criminal History Review Unit



PAULA T. DOW  
Attorney General

THOMAS R. CALCAGNI  
Acting Director

Mailing Address:  
P.O. Box 186  
Trenton, NJ 08625  
(609) 826-7184

### FLAGGING

**FAILED TO RESPOND  
TO DISPOSITION  
CORRESPONDENCE**

August 03, 2010

To: Fire Alarm Burglar Alarm & Locksmith Advisory Committee

REF: Raymond Ocasio  
DOB: 04/29/1955  
SS#: 137-48-4016  
Applicant #: 1034226 - 1034227

As a result of the Flagging System, the following information has been revealed:

1. The above individual was arrested on 10/06/09, by State Police House Complex Security, for 2C:20-3A, Theft of Movable Property. Agency Case # C440090013. On 07/22/10, Mountainside Municipal Court, Guilty 2C:33-2, Disorderly Conduct.

Please contact this office at 609-826-7126 if you have any questions.

Sincerely,  
Louis J. Krofka, Chief  
Criminal History Review Unit (J.Mc.)

8/4/10  
[Signature]